

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

Scott McCandliss, Dmidriy Abramyan,
Abdikadir Ahmed, Ahmed Katun
Ahmed, Ahmed Hassan, Ben Stewart
Rountree, Faheem Iqbal Qureshi,
Anthony D. Logan, Mohammed
Abdulle, Hamoud S. Aldahbali, Jamal
Abdi, Abdilahi Awale, and Mohamed
A. Hussein,

Plaintiffs,

v.

Uber Technologies, Inc., Uber
Technologies (GA), Inc., Rasier LLC,
Keith Radford, Ahmed Simjee, Joshua
Gantt, Leslie Gilmartin, Brian Giquel,
Christopher Bosak, Christopher
Johnson, Kevin Buttimer, Daniel
Anderson, John Stettner, Rachel
Pietrocola, Josh Varcoe, Fabian
Fernandez, Aminur Choudhury, Seid
Shek, Abebe Tesfaye, Samuel Worku,
Jean Richard Pierre, Alexander
Agbaere, Ayodele Okpodu, and Belay
Dagnew,

Defendants.

CIVIL ACTION NO. 1:14-CV-03275-
WSD

**NOTICE OF SUPPLEMENTAL AUTHORITY REGARDING
PLAINTIFFS' MOTION TO REMAND**

Defendant Uber Technologies, Inc. (“Uber”) respectfully submits this notice of supplemental authority with respect to Plaintiffs Motion to Remand [Dkt. No. 6].

On December 15, 2014, the Supreme Court issued its decision in *Dart Cherokee Basin Operating Co. LLC et al. v. Brandon W. Owens*, No. 13-719, 2014 WL 7010692 (U.S. Dec. 15, 2014). In that case, the majority overturned the lower courts’ finding that a notice of removal under the Class Action Fairness Act of 2005 (“CAFA”) had failed to provide sufficient evidence of the amount in controversy.

The Supreme Court held that a notice of removal under CAFA need only plausibly allege, not detail proof of, the amount in controversy. *Id.* at *6 (“In sum, as specified in § 1446(a), a defendant's notice of removal need include only a plausible allegation that the amount in controversy exceeds the jurisdictional threshold.”). The Court also stressed that in CAFA, there is no presumption against removal; to the contrary, the Court emphasizes that “Congress enacted [CAFA] to facilitate adjudication of certain class actions in federal court.” *Id.*

The Supreme Court’s holding in *Dart Cherokee Basin* is relevant to Uber’s argument that it has more than adequately pled the amount in controversy for

purposes of removal under CAFA, which is further confirmed both by the face of the Complaint as well as the evidence submitted by Uber. *See* Dkt. No. 27 at 4-14. For the Court's convenience, a copy of *Dart Cherokee Basin* is attached hereto as **Exhibit A.**

Respectfully submitted, this 16th day of December, 2014.

By /s/ Michael W. Tyler
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LOCAL RULE 7.1 CERTIFICATE OF COMPLIANCE

I hereby certify that the foregoing pleading filed with the Clerk of Court has been prepared in 14 point Times New Roman font in accordance with Local Rule 5.1(C).

Dated: December 16, 2014.

/s/ Michael W. Tyler
Michael W. Tyler

CERTIFICATE OF SERVICE

I hereby certify that on December 16, 2014, I filed a copy of the foregoing document using the Court's ECF/CM system, which will automatically send notice of such filing to counsel for Plaintiffs:

William A. Pannell
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I further certify that on December 16, 2014, I served a copy of the foregoing to counsel for Plaintiffs by depositing a copy in the U.S. Mail, first class postage prepaid, addressed as follows:

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/s/ Michael W. Tyler
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